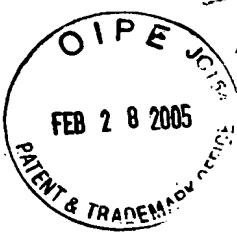


DFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Motoyoshi, M.

Serial No.: 10/750,263

Filed: December 31, 2003

For: NONVOLATILE MAGNETIC MEMORY
DEVICE AND MANUFACTURING
METHOD THEREOF

Case No.: 09792909-5780

Group Art Unit: 2818

Confirmation No. 1748

Examiner: Le, T. P.

Date: February 25, 2005

Certificate of Mailing (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
on:

Date of Deposit: February 25, 2005

Paula M. Theismann
Paula M. Theismann

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed herewith is a Response to Restriction Requirement of Motoyoshi, M. in the above-identified patent application.

Also enclosed is: Return Receipt Postcard

The Commissioner is hereby authorized to charge any additional fees required, as well as any patent application processing fees associated with this communication for which full payment has not been tendered, to Deposit Account No. 19-3140. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

SONNENSCHN NATH & ROSENTHAL LLP

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Telephone: (312) 876-8000

By: *David R. Metzger*
David R. Metzger
Registration No. 32,919

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Paula M. Theismann

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RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

S I R:

This amendment is being filed in response to the Office Action dated February 11, 2005. Please reconsider the application in view of the amendment and remarks presented below.

ELECTION OF CLAIMS

In the Office Action, the Examiner requested an election of claims pursuant to a restriction requirement under 35 U.S.C. §§121 and 372 between Group I - Claim 1 and Group II - Claims 2-4.

In response, Applicant hereby elects Group I - Claim 1 for further examination.

Respectfully submitted,

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